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11 Attorneys For Defendants
12 *American Electric Power Company, Inc., American Electric*
13 *Power Services Corporation and Duke Energy Corporation*

14 UNITED STATES DISTRICT COURT
15 NORTHERN DISTRICT OF CALIFORNIA
16 SAN FRANCISCO DIVISION

17
18 NATIVE VILLAGE OF KIVALINA, et al.,)
19 Plaintiff,)
20 vs)
21 EXXONMOBILE CORPORATION, et al.)
22 Defendant.)
23

Case No. 4:08-CV-01138-SBA

APPLICATION FOR ADMISSION OF
ATTORNEY *PRO HAC VICE*

24
25 Pursuant to Civil L.R. 11-3, David T. Buente, Jr., an active member in good standing of the
26 bar of the District of Columbia, hereby applies for admission to practice in the Northern District of
27 California on a *pro hac vice* basis representing American Electric Power Company, Inc., American
28 Electric Power Services Corporation and Duke Energy Corporation in the above-entitled action.

FILED *a*
MAR 20 2008
RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND

*Fd
Paid*

a

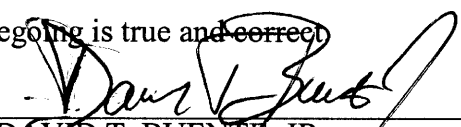
1 In support of this application, I certify on oath that:

- 2
- 3 1. I am an active member in good standing of the highest court of the District of
- 4 Columbia, as indicated above;
- 5 2. I agree to abide by the Standards of Professional Conduct set forth in Civil Local
- 6 Rule 11-4, to comply with General Order No. 45, Electronic Case Filing, and to
- 7 become familiar with the Local Rules and the Alternative Dispute Resolution
- 8 programs of this Court; and,
- 9 3. An attorney who is a member of the bar of this Court in good standing and who
- maintains an office within the State of California has been designated as co-counsel
- in the above-entitled action. The name, address and telephone number of that
- attorney is:

10 Samuel R. Miller
11 Sidley Austin, LLP
12 555 California Street, Suite 2000
13 San Francisco, CA 94104-1715
14 (415) 772-1200

14 I declare under penalty of perjury that the foregoing is true and correct.

15 Dated: 3/19/08


16 DAVID T. BUENTE, JR.
17 Sidley Austin, LLP
18 1501 K Street, N.W.
19 Washington, D.C. 20005
20 (202) 736-8111

PROOF OF SERVICE

I am employed in the County of San Francisco, California. I am over the age of 18 and not a party to the within action. My business address is Sidley Austin LLP, 555 California Street, Suite 2000 San Francisco, CA 94104-1715.

On March 20, 2008, I served the following document(s) described as:

- **APPLICATION FOR ADMISSION OF ATTORNEY *PRO HAC VICE***
- **[PROPOSED] ORDER GRANTING APPLICATION FOR ADMISSION OF ATTORNEY *PRO HAC VICE***

on all interested parties in this action as follows (or as on the attached service list):

☒ (U.S. MAIL) I served the foregoing document(s) by U.S. Mail, as follows: I placed true copies of the document(s) in a sealed envelope addressed to each interested party as shown above. I placed each such envelope for collection and mailing at Sidley Austin LLP, 555 California Street, Suite 2000 San Francisco, CA 94104-1715. I am readily familiar with the Firm's business practice for collection and processing of correspondence for mailing. Under that practice, the correspondence would be deposited in the United States Postal Service on that same day in the ordinary course of business, with postage thereon fully prepaid.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on March 20, 2008, at San Francisco, California.



Monica Clemens

SERVICE LIST

<i>Native Village of Kivalina and City of Kivalina v. Exxonmobile Corp., et al.</i> Case No. 4:08-cv-01138-SBA	
Luke Cole Brent Joseph Newell Center on Race, Poverty & the Environment 47 Kearny Street San Francisco, CA 94108 Tel: (415) 346-4179 x2 Fax: (415) 346-8723 Email: luke@igc.org bjnewell@igc.org	Attorneys for Plaintiff Native Village of Kivalina
Heather Kendall Miller Native American Rights Fund 420 L Street Suite 505 Anchorage, AK 99501 Tel: (907) 276-0680 Fax: (907) 276-0680	Attorneys for Plaintiff Native Village of Kivalina
Reed R. Kathrein Hagens Berman Sobol Shapiro LLP 715 Hearst Avenue, Suite 202 Berkeley, CA 94710 Tel: (510) 725-3000 Fax: (510) 725-3001 Email: reed@hbsslaw.com	Attorneys for Plaintiff Native Village of Kivalina
Belynda B. Reck Hunton & Williams LLP 550 South Hope Street, Suite 2000 Los Angeles, CA 90071 Tel: (213) 532-2000 Fax: (213) 532-2020 Email: breck@hunton.com	Attorney for Defendants DTE Energy Company, Edison International, MidAmerican Energy Holdings Company, Pinnacle West Capital Corporation and The Southern Company
Thomas Ailbe Rector Jones Day 555 California Street, 26th Floor San Francisco, CA 94104-1500 Tel: (415) 626-3939 Fax: (415) 875-5700 Email: tarector@jonesday.com	Attorney for Defendant Xcel Energy, Inc.
Kevin Patrick Holewinski Appearing <i>Pro Hac Vice</i> Jones Day 51 Louisiana Avenue, N.W. Washington, D.C. 20001 Tel: (202) 879-3797	Attorney for Defendant Xcel Energy, Inc.

1 Thomas E. Fennell
2 Appearing *Pro Hac Vice*
3 Jones Day
4 2727 N. Harwood Street
5 Dallas, TX 75201
6 Tel: (214) 220-3939
7 Fax: (214) 969-5100

Attorney for Defendant Xcel Energy, Inc.

Court Name: U.S. District Court, NDCA
Division: 4
Receipt Number: 44611001954
Cashier ID: lenahac
Transaction Date: 03/20/2008
Payer Name: Specialized Legal Services I
nc

PRO HAC VICE

For: David T. Buente Jr.
Case/Party: D-CAN-4-08-AT-PROHAC-001
Amount: \$210.00

PRO HAC VICE

For: Joseph R. Guerra
Case/Party: D-CAN-4-08-AT-PROHAC-001
Amount: \$210.00

CHECK

Check/Money Order Num: 30142
Amt Tendered: \$420.00

Total Due: \$420.00
Total Tendered: \$420.00
Change Amt: \$0.00

08-cv-1138-SBA

Checks and drafts are accepted
subject to collections and full
credit will only be given when the
check or draft has been accepted by
the financial institution on which
it was drawn.

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RECEIVED

MAR 20 2008

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND

Attorneys For Defendants
*American Electric Power Company, Inc., American Electric
Power Services Corporation and Duke Energy Corporation*

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

NATIVE VILLAGE OF KIVALINA, et al.,)	Case No.	4:08-CV-01138-SBA
Plaintiff,)		
vs)		
EXXONMOBILE CORPORATION, et al.)		
Defendant.)		

[PROPOSED] ORDER GRANTING
APPLICATION FOR ADMISSION OF
ATTORNEY *PRO HAC VICE*

**[PROPOSED] ORDER GRANTING APPLICATION FOR ADMISSION OF ATTORNEY
*PRO HAC VICE***

David T. Buente, Jr., an active member in good standing of the bar of the District of
Columbia, whose business address and telephone number is Sidley Austin, LLP 1501 K Street, N.W.

1 Washington, D.C. 20005 (202) 736-8000, having applied in the above-entitled action for admission
2 to practice in the Northern District of California on a *pro hac vice* basis, representing American
3 Electric Power Company, Inc., American Electric Power Services Corporation and Duke Energy
4 Corporation.

5 IT IS HEREBY ORDERED THAT the application is granted, subject to the terms and
6 conditions of Civil L.R. 11-3. All papers filed by the attorney must indicate appearance *pro hac*
7 *vice*. Service of papers upon and communication with co-counsel designated in the application will
8 constitute notice to the party. All future filings in this action are subject to the requirements
9 contained in General Order No. 45, *Electronic Case Filing*.

10 **Dated:** _____

11 **UNITED STATES DISTRICT JUDGE**
12 **SUSAN B. ARMSTRONG**
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